THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.14392 of 2006

Dated:06.11.2006

Between
G.Srinivas

.....Petitioner

and

1.The Joint Collector,
West Godavari District,
Eluru and others.

...Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.14392 of 2006

ORDER:

This writ petition is filed seeking a Mandamus to declare the action of the 1st respondent in not passing orders in stay petition filed along with the appeal dated 19.5.2006, which was filed against the order of the 2nd respondent *vide* proceedings in Roc.No.54/2006 dated 19.5.2006, as arbitrary and illegal.

It appears that petitioner is the fair price shop dealer of shop No.52 of Kaza (W) village, West Godavari District. While so, his authorization was cancelled after conducting an enquiry into the matter. Aggrieved by the same, the petitioner carried the matter in appeal before the 1st

respondent-Joint Collector, West Godavari, Eluru. It is the grievance of the petitioner that though the appeal was taken on file along with the stay petiton, the stay petiton is not yet disposed of.

While admitting the writ petiton this Court granted interim stay of all further proceedings in pursuance of the orders of the 2nd respondent dated 18.4.2006 in Roc.No.54 of 2006, pending disposal of the writ petition.

Till date, no counter is filed. Be that as it may, since the appeal is pending and it is about three months, the interim order is continuing. Therefore, I deem it appropriate to dispose of the very writ petiton directing the 1st respondent-Joint Collector to dispose of the appeal, pending before him, within a period of eight weeks, from the date of receipt of a copy of this order. Till the disposal of appeal by the 1st respondent, the order passed by the 2nd respondent shall not be given effect to.

With the above direction, writ petiton is disposed of. No costs.

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6-11-2006

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